THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

WRIT PETITION No.17001 of 2005

Between:

K.Siva Shankar Reddy

.. Petitioner

and

The Government of A.P., and others

.. Respondents

THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

WRIT PETITION No.17001 of 2005

O R D E R:

This writ petition is filed to declare the action of the third respondent-The Assistant Director of Mines and Geology, Kadapa in not processing the application dated 10.05.2004 submitted by the petitioner for grant of prospecting licence for dolomite, barytes, latrite and iron ore minerals in Sy.No.459/1, Gondipalli village, Pendlimarri Mandal, Kadapa District, as illegal and arbitrary and to direct

respondents 1 to 3 to consider the application of the petitioner.

It is the case of the petitioner that he submitted an application, dated 10.05.2004, for grant of prospecting licence. Thereafter, respondents 4 and 5 also submitted their applications for grant of prospecting licence for the same survey number. On the basis of the representations submitted by respondents 4 and 5, the second respondent-The Director of Mines and Geology, Hyderabad, directed the third respondent to examine the points mentioned in Memo No.13268/R4-1/2004, dated 15.09.2005. It is the further case of the petitioner is that the third respondent has processed the applications of respondents 4 and 5 and forwarded the same to the second respondent for further consideration, but his application has not been considered. Therefore, he made a representation, dated 26.07.2005 before the third respondent and in spite of the same, his application has not been forwarded to the second respondent for consideration. Hence, the petitioner is constrained to file this writ petition.

Heard the learned counsel for the petitioner and the learned Government Pleader for Industries & Commerce.

The limited grievance of the petitioner is that though he submitted an application on 10.05.2004 for grant of prospecting licence for dolomite, barytes, latrite and iron ore minerals in Sy.No.459/1, Gondipalli village, the third respondent has not forwarded the same to the second respondent for further consideration. However, the third respondent has forwarded the applications filed by respondents 4 and 5, subsequent to the application filed by the petitioner, to the second respondent for further consideration.

In that view of the matter, the writ petition is disposed of at the stage of admission directing respondents 1 to 3 to consider the application dated 10.05.2004 submitted by the petitioner and pass appropriate orders in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

02.08.2005

kdl